

Beiersdorf 582.2-HCL
100718-367
6713-Dr. Wi-ar

REMARKS

Non-Statutory Double Patenting Rejection

A terminal disclaimer has been filed over U.S. Patent 6,391,321 (which is the patent from the parent application SN: 09/396,918) which not only renders this rejection moot but also the remaining non-statutory rejections.

The reason for this is that in SN: 09/396,918, terminal disclaimers were filed over each of the parent applications which resulted in the patents or child applications cited in the examiner's office action. Therefore, filing additional terminal disclaimers would be superfluous.

Closing

Applicants also believe that this application is in condition for allowance. However, should any issue(s) of a minor nature remain, the Examiner is respectfully requested to telephone the undersigned at telephone number (212) 808-0700 so that the issue(s) might be promptly resolved.

Respectfully submitted,

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CERTIFICATE OF FACSIMILE TRANSMISSION

I hereby certify that the foregoing Amendment under 37 CFR § 1.111 (3 pages) is being facsimile transmitted to the United States Patent and Trademark Office on the date indicated below:

Date: 9 February 2004

By: Agata Glinska
Agata Glinska